

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and the Chapter 7 Estate of Bernard L. Madoff,

Plaintiff,

v.

ABN AMRO NOMINEES (ISLE OF MAN)
LIMITED, f/k/a ABN AMRO Fund Services (Isle
of Man) Nominees, and f/k/a Fortis (Isle of Man)
Nominees Limited, and PLATINUM ALL
WEATHER FUND LIMITED,

Defendants.

Adv. Pro. No. 08-01789 (CGM)

SIPA Liquidation

(Substantively Consolidated)

Adv. Pro. No. 12-01697 (CGM)

**STIPULATION AND ORDER TO EXTEND DEADLINE FOR
DEFENDANT PLATINUM ALL WEATHER FUND LIMITED'S ANSWER**

Irving H. Picard (the "Trustee"), as trustee for the substantively consolidated liquidation of the business of Bernard L. Madoff Investment Securities LLC, under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa-III, and the estate of Bernard L. Madoff, under Chapter 7 of the United States Bankruptcy Code, 11 U.S.C. §§ 701-784, and defendant Platinum All Weather

Fund Limited (“Defendant,” and together with the Trustee, the “Parties”), by and through their respective undersigned counsel, stipulate and agree as follows:

WHEREAS, on November 3, 2022, the Trustee filed the Amended Complaint (the “Complaint”) [ECF No. 141];

WHEREAS, on January 12, 2023, Defendant filed a motions to dismiss the Adversary Proceeding [ECF No. 149], with a supporting memorandum of law [ECF No. 150] (the “Motion”);

WHEREAS, on March 13, 2023, the Trustee filed an opposition to the Motion [ECF No. 154];

WHEREAS, on April 27, 2023, Defendant filed a reply memorandum [ECF No. 160];

WHEREAS, the Court issued a memorandum decision on the Defendant’s Motion on May 17, 2023 [ECF No. 166]; and

WHEREAS, the Court issued the Order Denying Defendant Platinum All Weather Fund Limited’s Motion to Dismiss Complaint, ordering Defendant to file an answer to the Complaint by 60 days from this Court’s issuance of a decision on the motion to dismiss filed by Defendant’s co-defendant ABN AMRO Nominees (Isle of Man) Limited, f/k/a ABN AMRO Fund Services (Isle of Man) Nominees, and f/k/a Fortis (Isle of Man) Nominees Limited. [ECF No. 169].

IT IS HEREBY STIPULATED AND AGREED, by the Parties, and **SO ORDERED**, by the Court:

1. Defendant’s time to file its Answer to the Complaint is extended to August 25, 2023.
2. The Parties otherwise reserve all rights, arguments, objections, and defenses they may have, and their entry into this Stipulation shall not impair or otherwise affect any such rights, arguments, objections, and defenses.

Dated: July 20, 2023
New York, New York

BAKER & HOSTETLER LLP

By: /s/ Regina Griffin
45 Rockefeller Plaza
New York, NY 10111
Telephone: (212) 589-4200
Facsimile: (212) 589-4201
David J. Sheehan
Email: dsheehan@bakerlaw.com
Regina Griffin
Email: rgriffin@bakerlaw.com
Elizabeth McCurrach
Email: emccurrach@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for
the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff
Investment Securities LLC and the Chapter
7 Estate of Bernard L. Madoff*

ARNOLD & PORTER KAYE SCHOLER LLP

By: /s/ Rosa Evergreen
601 Massachusetts Avenue, NW
Washington, D.C. 20001
Telephone: (202) 942-5000
Facsimile: (202) 942-599
Scott B. Schreiber
Email: scott.schreiber@arnoldporter.com
Rosa J. Evergreen (admitted *pro hac vice*)
Email: rosa.evergreen@arnoldporter.com
Daniel R. Bernstein
Email: daniel.bernstein@arnoldporter.com

-and-

250 West 55th Street
New York, NY 10019
Telephone: (212) 836-8000
Facsimile: (212) 836-8689
Kent A. Yalowitz
Email: kent.yalowitz@arnoldporter.com

*Attorneys for Defendant Platinum All Weather
Fund Limited*

Dated: July 21, 2023
Poughkeepsie, New York



/s/ Cecelia G. Morris

Hon. Cecelia G. Morris
U.S. Bankruptcy Judge